UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS CLERKS OFFICE

ARTHUR BERRIMAN, **Plaintiff**

v.

2005 JAN 25 P 3: 22

U.S. DISTRICT COURT Civil Action No. 04cV10387MELS

MCL ASSOCIATES, INC., Defendant

STIPULATION OF DISMISSAL WITH PREJUDICE

Now come the parties in the above entitled matter by and through counsel and respectfully stipulate to the dismissal of the within matter. Said dismissal shall be in accordance with the provisions of F.R. Civ. P., Rule 41. The dismissal shall be with prejudice and without costs. Each party hereby waives all rights of appeal.

Respectfully submitted,

Plaintiff

By his Attorney

James M. Caramanica 565882 Law Offices of John C. Carleen, PC

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Dated: Johnson 19, 2005

Defendant

By its Attorney,

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